

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

GESTURE TECHNOLOGY
PARTNERS, LLC,

Plaintiff

v.

HUAWEI DEVICE CO., LTD.,
HUAWEI DEVICE USA, INC.,

Defendants.

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CASE NO. 2:21-cv-00040-JRG
(Lead Case)

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JURY TRIAL DEMANDED

GESTURE TECHNOLOGY
PARTNERS, LLC,

Plaintiff

v.

SAMSUNG ELECTRONICS CO., LTD.
AND SAMSUNG ELECTRONICS
AMERICA, INC.,

Defendants.

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CASE NO. 2:21-cv-00041-JRG
(Member Case)

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JURY TRIAL DEMANDED

P.R. 4-3 – JOINT CLAIM CONSTRUCTION AND PREHEARING STATEMENT

In accordance with the Court's Docket Control Order (D.I. 44) and Local Patent Rule 4-3, all parties to the above-captioned action hereby submit their Joint Claim Construction and Prehearing Statement regarding U.S. Patent Nos. 7,933,431, 8,194,924, 8,553,079, and 8,878,949.

I. CONSTRUCTION OF CLAIM TERMS ON WHICH THE PARTIES AGREE

Pursuant to P.R. 4-3(a)(1), the parties have agreed on the following constructions:

Claim Term	Agreed Construction
“a camera means associated with said housing for obtaining an image using reflected light of	Not means-plus-function

at least one object positioned by a user operating said object” (’431 Patent, Claim 7)	“a camera associated with said housing for obtaining an image using reflected light of at least one object positioned by a user operating said object”
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II. EACH PARTY’S PROPOSED CONSTRUCTION OF EACH DISPUTED CLAIM TERM

Pursuant to P.R. 4-3(a)(2), the parties have attached a chart hereto as Appendix 1, which shows each party’s proposed construction of each disputed claim term, phrase, or clause, together with an identification of all references from the specification or file history that support that construction, and an identification of any extrinsic evidence known to the party on which it intends to rely either to support its proposed construction or to oppose any other party’s proposed construction, including but not limited to, as permitted by law, dictionary definitions, citations to learned treatises and prior art, and testimony of percipient and expert witnesses. Where intrinsic and extrinsic citations have been made for a particular claim term, phrase, or clause, they should be understood as applicable to each other instance where the same term, phrase, or clause appears elsewhere.

III. ANTICIPATED LENGTH OF TIME FOR CLAIM CONSTRUCTION HEARING

Pursuant to P.R. 4-3(a)(3), the parties anticipate that they will need a combined total of 3 hours for presentation at the Claim Construction Hearing.

IV. WITNESS TESTIMONY AT CLAIM CONSTRUCTION HEARING

Pursuant to P.R. 4-3(a)(4), the parties do not at this time anticipate calling witnesses at the Claim Construction Hearing.

V. OTHER ISSUES FOR PREHEARING CONFERENCE

Pursuant to P.R. 4-3(a)(5), the parties do not believe there are any prehearing issues to be addressed by the Court.

DATED: July 16, 2021

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was filed electronically in compliance with Local Rule CV-5 on July 16, 2021. As of this date, all counsel of record had consented to electronic service and are being served with a copy of this document through the Court's CM/ECF system under Local Rule CV-5(a)(3)(A).

/s/ Christopher W. Kennerly
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